



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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First Named Inventor : Jonathan C. Kagle et al.

Appln. No.: 09/505,223

Filed : February 16, 2000

For : METHOD AND APPARATUS FOR
CAPTURING IMAGES

Docket No.: M61.12-0161

Group Art Unit: 2712

Examiner: **RECEIVED**

MAR 31 2004

RESPONSE TO RESTRICTION REQUIREMENT Technology Center 2600

Commissioner for Patents
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I HEREBY CERTIFY THAT THIS PAPER IS BEING
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Theodore M. Magee

PATENT ATTORNEY

Sir:

This is in response to the Restriction Requirement of March 17, 2004 in which three distinct species were identified in the claimed invention. In particular, the following species were identified:

Species I: Figs. 2, 3, and 5

Species II: Fig. 4

Species III: Fig. 6

Applicants hereby elect the claims readable on species III, which include claims 1-9 and 14-25. Applicants withdraw from consideration claims 10-13 and 26-27 with the expectation that the withdrawn claims will be allowed upon the allowance of a generic claim.

Applicants note that although the Restriction Requirement indicates that claims 1 and 17 are generic, claims 2-9, 18-23 and 27 are also generic to the three identified species.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By:

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